

## UNITED STATES DISTRICT COURT

for the  
District of Oregon

GREATER HELLS CANYON COUNCIL,

v.

KRIS STEIN, et al.

Case No.: 2:18-cv-00054-SU

## BILL OF COSTS

Judgment having been entered in the above entitled action on 07/10/2019 against Plaintiff,  
Date  
 the Clerk is requested to tax the following as costs:

Fees of the Clerk .....	\$ _____
Fees for service of summons and subpoena .....	_____
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case .....	<u>70.20</u>
Fees and disbursements for printing .....	_____
Fees for witnesses <i>(itemize on page two)</i> .....	<u>0.00</u>
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case. ....	<u>762.00</u>
Docket fees under 28 U.S.C. 1923 .....	<u>20.00</u>
Costs as shown on Mandate of Court of Appeals .....	_____
Compensation of court-appointed experts .....	_____
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828 .....	_____
Other costs <i>(please itemize)</i> .....	_____
<b>TOTAL</b>	<b>\$ <u>852.20</u></b>

**SPECIAL NOTE:** Attach to your bill an itemization and documentation for requested costs in all categories.

## Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:



Electronic service



First class mail, postage prepaid



Other: \_\_\_\_\_

s/ Attorney: Sean E. MartinName of Attorney: Sean E. MartinFor: Kris Stein and United States Forest ServiceName of Claiming PartyDate: 07/23/2019

## Taxation of Costs

Costs are taxed in the amount of \_\_\_\_\_ and included in the judgment.

By: \_\_\_\_\_

Clerk of CourtDeputy ClerkDate

**Jeannine K. Manny**

Certified Shorthand Reporter  
3175 Canberra Drive  
Walla Walla, WA 99362  
(541) 969-7439  
jeannine@mannyreporting.com

*Invoice***Number** 21391**Date** 4/11/2019**Bill To**

Sean E. Martin  
U.S. Attorney's Office  
District of Oregon  
1000 SW 3rd Ave., Ste. 600  
Portland, OR, 97204

**Case Number****Case Caption**

United States District Court Case No. 2:18-cv-00054-S Great Hells Canyon Council v. Kris Stein, et al

Date	Description	Hours/Pages	Rate	Total
11-13-2018	Transcript of Hearing before Judge Patricia Sullivan in Pendleton, Oregon, consisting of 78 pages.	78	\$0.90	\$70.20

*I appreciate your business!*

Total	\$70.20
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Amount Paid	\$0.00
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Amount Due	\$70.20
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**BILLY J. WILLIAMS, OSB # 901366**

United States Attorney

District of Oregon

**SEAN E. MARTIN, OSB # 054338**

Assistant United States Attorney

1000 S.W. Third Avenue, Suite 600

Portland, OR 97204-2902

sean.martin@usdoj.gov

Telephone: (503) 727-1010

Attorneys for Defendants

**UNITED STATES DISTRICT COURT**

**DISTRICT OF OREGON**

**Case No. 2:18-cv-00054-SU**

**GREATER HELLS CANYON  
COUNCIL**, an Oregon nonprofit  
corporation,

Plaintiff,

v.

**DECLARATION OF  
KEVIN BRUBACHER**

**KRIS STEIN**, District Ranger for  
the HCNRA, Wallowa-Whitman  
National Forest, in her official  
capacity, and **UNITED STATES  
FOREST SERVICE**, an agency of  
the United States Department of  
Agriculture,

Defendants.

I, Kevin Brubacher, pursuant to 28 U.S.C § 1746, declare as follows:

1. I am a President of Technical Imaging Systems (“TIS”) and have been an officer of the company in Vancouver, Washington since January 2001. I am the Account Representative for the United States Forest Service and have been responsible, with others, for preparing TIS’s invoice for the formatting and final preparation of the Administrative Record for litigation over the Forest Service’s Lower Imnaha Rangeland Analysis.

2. Attached to this Declaration is a true and correct copy of the invoice for services rendered by TIS to the Forest Service through May 16, 2018 with regard to this Administrative Record.


3. As reflected in the invoice, TIS’s work for the Administrative Record for this litigation included computer time (for converting any original Tag Image File Format (“TIFF”) images to PDF format), adding Optical Character Recognition (“OCRing”) to make the PDF images word searchable, electronically Bates stamping the PDF images, adding Bates-stamp numbers to the index, hyperlinking the documents listed

in the index to the documents themselves, and burning the final images to a master Digital Versatile Disc ("DVD") along with DVD copies.

4. In final preparation of the Administrative Record, I created a master 4.5 GB Hybrid DVD containing the Administrative Record index and documents listed within the index. The work involved burning all of the Administrative Record documents, and the hyperlinked index, to DVD. The cost for this work is identified in the attached invoice as "DVD MASTERING 4.5 GB HYBRID DVD w/HYPER INDEX USFS LABEL FORMAT."

5. I certify under penalty of perjury under the laws of the U.S. that the foregoing is true and correct.

Executed on this 23 day of July, 2019, in Vancouver, Washington.

A handwritten signature in black ink, appearing to read "Kevin Brubacher", written over a horizontal line.

KEVIN BRUBACHER  
President  
Technical Imaging Systems

Remit to:



## TECHNICAL IMAGING SYSTEMS, INC.

610 E 40th Street  
Vancouver, WA 98663

## INVOICE

Ph: (360) 567-1260  
Fax: (360) 567-1261  
www.tisimaging.com

INVOICE DATE	INVOICE NO.	PAGE
05/17/18	33940	1

FID #93-1326093

NET 30 DAYS

PAST DUE ACCOUNTS WILL BE CHARGED  
1 1/2% INTEREST PER MONTH

SOLD TO  
USDA FOREST SERVICE  
1220 SW 3RD AVE STE 1600  
PORTLAND, OR 97204

SHIP TO  
USFS REGIONAL LITIGATION  
1220 SW 3rd AVE. STE 1600  
PORTLAND, OR 97204  
S.GRIMES/DORI CREAMER

ORDER NO.	ORDER DATE.	CUSTOMER NO.	SALES	PURCHASE ORDER NO.	SHIP DATE	SHIP VIA
35632	03/22/18	B296	4	R0151 30045-R1	05/16/18	DELIVER

QUANTITY SHIPPED	ITEM #	DESCRIPTION	UNIT	ITEM PRICE	EXTENDED PRICE
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1	4	SIGNED <i>Lacy Grimes</i> DATE <i>6-26-18</i> CONFIRMATION OF DELIVERY PERFORMED 3/23/-4/9/2018	EACH	0.00	0.00
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PERIOD OF PERFORMANCE  
3/23/18 TO 4/9/2018  
RECEIVED materials  
PROJECT NAME= LIRA AR

12.80	5258	COMPUTER TIME, OCR, BATES STAMP, ADD BATES STAMP NUMBER TO INDEX, HYPERLINK 2028S ITEM 6b	HR	30.00	384.00
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2.00	5573	DVD MASTERING 4.5 GB HYBRID DVD w/HYPER INDEX USFS LABEL FORMAT CREATE # COPIES	EACH	24.00	48.00
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22.00	5573	DVD MASTERING 4.5 GB COPIES OF MASTER DISK SET USFS LABEL W/DETAILS 2028s ITEM 5 (d)	EACH	15.00	330.00
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1.00	9004	SHIPPING AND HANDLING TIS PICKUP/DELIVERY NO CHARGE TO GOVT	EACH	0.00	0.00
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PLEASE GIVE CUSTOMER NUMBER AND INVOICE NUMBER(S) WITH REMITANCE

SALES AMOUNT
MISC. CHARGES
FREIGHT
SALES TAX
TOTAL
PAYMENT REC'D
BALANCE DUE

Remit to:



TECHNICAL IMAGING SYSTEMS, INC.

610 E 40th Street  
Vancouver, WA 98663

SOLD TO  
USDA FOREST SERVICE  
1220 SW 3RD AVE STE 1600  
PORTLAND, OR 97204

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# INVOICE

Ph: (360) 567-1260  
Fax: (360) 567-1261  
www.tisimaging.com

INVOICE DATE	INVOICE NO.	PAGE
05/17/18	33940	2

FID #93-1326093

NET 30 DAYS

PAST DUE ACCOUNTS WILL BE CHARGED  
1 1/2% INTEREST PER MONTH

ORDER NO.	ORDER DATE.	CUSTOMER NO.	SALES	PURCHASE ORDER NO.	SHIP DATE	SHIP VIA
35632	03/22/18	B296	4	R0151 30045-R1	05/16/18	DELIVER
QUANTITY SHIPPED	ITEM #	DESCRIPTION	UNIT	ITEM PRICE	EXTENDED PRICE	

4/19/2018

PLEASE GIVE CUSTOMER NUMBER AND INVOICE NUMBER(S) WITH REMITANCE

DC

SALES AMOUNT	762.00
MISC. CHARGES	0.00
FREIGHT	
SALES TAX	0.00
TOTAL	762.00
PAYMENT REC'D	
BALANCE DUE	

**BILLY J. WILLIAMS, OSB # 901366**

United States Attorney

District of Oregon

**SEAN E. MARTIN, OSB # 054338**

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**KRIS STEIN**, District Ranger for  
the HCNRA, Wallowa-Whitman  
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capacity, and **UNITED STATES  
FOREST SERVICE**, an agency of  
the United States Department of  
Agriculture,

Defendants.



I, Sean E. Martin, pursuant to 28 U.S.C. § 1746, declare under penalty of perjury that the following is true and correct:

1. I am an Assistant United States Attorney, and I serve as counsel of record for Defendants in this action. I have personal knowledge of the facts set forth below.
2. The government incurred costs for formatting and preparing the initial Administrative Record for the defense of the U.S. Forest Service's challenged Lower Imnaha Rangeland Analysis. *See* ECF 10-12. The government's invoice, attached to its cost bill, indicates it incurred costs of \$ 762.00 for formatting and preparing this record for judicial review.
3. Defendants are not requesting any of the U.S Forest Service's costs with regard to the Supplemental Administrative Record, ECF 15.

Dated this 23<sup>rd</sup> day of July, 2019.

/s/ Sean E. Martin  
SEAN E. MARTIN  
Counsel for Defendants